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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

D. M. P., Annie Pompa Morejon, C. V. P., Ruby
Perez Chino, C. R. C., America Cardona, J. P.,
Jesenia Plascencia, and Margaret Petneaud,

Plaintiffs,

v.

Beech-Nut Nutrition Company, Inc., Gerber
Products Company, Plum PBC dba Plum
Organics, Sprout Foods, Inc., and Walmart, Inc.,

Defendants.

Case No.: 2:23-cv-00344-CDS-EJY

**Stipulation and ~~Proposed~~ Order Extending
Time to Respond to Complaint
(First Request)**

Defendants Plum PBC dba Plum Organics (“Plum Organics”), Sprout Foods, Inc. (“Sprout
Foods”), Gerber Products Company (“Gerber”), Walmart Inc. (“Walmart”), and Beech-Nut
Nutrition Company (“Beech-Nut”) (together, “Defendants”), and Plaintiffs D. M. P., Annie
Pompa Morejon, C. V. P., Ruby Perez Chino, C. R. C., America Cardona, J. P., Jesenia
Plascencia, and Margaret Petneaud, stipulate and agree as follows:

1. Plaintiffs initiated this action with a Complaint filed on March 3, 2023.
2. Plaintiffs served Plum Organics on March 7, 2023, Dkt. 6, and the operative
deadline for Plum Organics to answer or otherwise respond to the Complaint is March 28, 2023.
See Fed. R. Civ. P. 12(a)(1)(A).
3. Plaintiffs served Walmart on March 7, 2023, and the operative deadline for
Walmart to answer or otherwise respond to the Complaint is March 28, 2023. *See* Fed. R. Civ. P.

12(a)(1)(A).

4. Plaintiffs served Sprout Foods on March 8, 2023, Dkt. 7, and the operative deadline for Sprout Foods to answer or otherwise respond to the Complaint is March 29, 2023.

See Fed. R. Civ. P. 12(a)(1)(A).

5. Plaintiffs served Gerber on March 10, 2023, Dkt. 9, and the operative deadline for Gerber to answer or otherwise respond to the Complaint is March 31, 2023. *See* Fed. R. Civ. P.

12(a)(1)(A).

6. Plaintiffs served Beech-Nut on March 13, 2023, Dkt. 9, and the operative deadline for Beech-Nut to answer or otherwise respond to the Complaint is April 3, 2023. *See* Fed. R. Civ.

P. 12(a)(1)(A).

7. Defendants have requested—and Plaintiffs have agreed—that the operative deadlines for all Defendants to answer or respond to the Complaint be extended up to and including May 18, 2023.

8. There is good cause for the requested extensions. The extended time will allow Defendants to investigate the allegations in the the Complaint and adequately prepare a response. Further, aligning Defendants' deadlines will allow them to assess whether they can conserve the parties' and Court's resources by coordinating their response to the Complaint.

9. This is the first request for an extension, and it is made in good faith and not for purposes of delay.

Dated: March 27, 2023

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ORDER

Based on the foregoing stipulation, and on the basis of good cause, it is ORDERED that the operative deadlines for Defendants to answer or otherwise respond to Plaintiffs' Complaint is extended up to and including May 18, 2023.

Dated: March 27, 2023


United States Magistrate Judge